

E-filing

1 ROBERT G. HULTENG, Bar No. 071293
 2 DAMON M. OTT, Bar No. 215392
 3 LITTLER MENDELSON
 A Professional Corporation
 4 650 California Street, 20th Floor
 San Francisco, CA 94108-2693
 Telephone: 415.433.1940
 Facsimile: 415.399.8490
 E-mail: rhulteng@littler.com

6 BRADY J. MITCHELL, Bar No. 238572
 7 LITTLER MENDELSON
 A Professional Corporation
 8 2049 Century Park East, 5th Floor
 Los Angeles, CA 90067
 Telephone: 310.553.0308
 Facsimile: 310.553.5583
 E-mail: bmitchell@littler.com

10 Attorneys for Defendants
 11 VELOCITY EXPRESS LEASING, INC.; AND
 VELOCITY EXPRESS, INC.

13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA

15 PHILIP JONES, and KIM KEO,
 16 individually and on behalf of others
 similarly situated, and on behalf of the
 17 California general public,

18 Plaintiff,

19 v.

20 VELOCITY EXPRESS LEASING,
 21 INC., also known as VELOCITY
 EXPRESS LEASING WEST COAST,
 22 INC., a Delaware Corporation;
 VELOCITY EXPRESS, INC., a
 23 Delaware Corporation; and DOES I
 through 100, Inclusive,

24 Defendants.

ORIGINAL
FILED
FEB - 1 2008
RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
BAKANA

Case No. C08-00773 VRW

**DEFENDANTS' NOTICE OF
RELATED CASES**

[Civil L.R. 3-12]

Complaint Filed: November 6, 2007
(Alameda County Superior Court)

1 TO THE CLERK OF THE FEDERAL DISTRICT COURT FOR THE
2 NORTHERN DISTRICT OF CALIFORNIA:

3 Pursuant to Northern District of California Civil Local Rule 3-12,
4 Defendants Velocity Express Leasing, Inc. (erroneously sued as an entity "also
5 known as Velocity Express Leasing West Coast, Inc.") and Velocity Express,
6 Inc. (collectively "Defendants") hereby aver that, to their knowledge, no action
7 previously filed or currently pending in the Northern District appears to concern
8 substantially the same parties, property, transaction or event as those alleged in
9 the above-captioned matter.

10 To Defendants' knowledge, no action previously filed or currently
11 pending in the Northern District would lead to an unduly burdensome
12 duplication of labor and expense or conflicting results if heard by a different
13 judge than the judge assigned to the above-captioned matter.

14 Dated: February 1, 2008



15
16 DAMON M. OTT
17 LITTLER MENDELSON
18 A Professional Corporation
19 Attorneys for Defendants
20 VELOCITY EXPRESS LEASING,
21 INC. AND VELOCITY EXPRESS,
22 INC.
23
24
25
26
27
28

Firmwide:84095671.2 057214.1004